

AMENDED IN ASSEMBLY MAY 17, 2007

AMENDED IN ASSEMBLY APRIL 26, 2007

CALIFORNIA LEGISLATURE—2007–08 REGULAR SESSION

## ASSEMBLY BILL

**No. 958**

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**Introduced by Assembly Member Evans**

February 22, 2007

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An act to amend ~~Sections 25502.5 and~~ *Section* 26802.5 of the Government Code, and to amend Section 18092.7 of the Health and Safety Code, relating to state and local government.

### LEGISLATIVE COUNSEL'S DIGEST

AB 958, as amended, Evans. State and local government.

Existing law authorizes the board of supervisors of a county to employ a purchasing agent, as specified. In counties having a population of 200,000 or more, the board of supervisors may authorize the purchasing agent to engage independent contractors to perform services for the county, as specified, if the aggregate cost does not exceed \$100,000.

This bill would instead allow the board of supervisors to authorize the purchasing agent to engage independent contractors to perform services for the county, as specified, if the aggregate cost does not exceed \$150,000.

Under existing law, the duties pertaining to elections are performed by the county elections official. However, in specified counties, the board of supervisors is authorized to appoint a registrar of voters to discharge all duties vested by law in the county clerk that relate to, and are part of, the election procedure.

This bill would extend this appointment authority to the County of Napa.



Under existing law, the Department of Housing and Community Development is required to withhold the registration or transfer of registration of mobilehomes, manufactured homes, and floating homes that are subject to local property taxation, until it receives a tax clearance certificate or conditional tax clearance certificate from the person requesting the registration or change of registration.

This bill would apply the requirement by deleting the condition that the homes be subject to local property taxation.

Vote: majority. Appropriation: no. Fiscal committee: no.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

1     ~~SECTION 1. Section 25502.5 of the Government Code is~~  
2     ~~amended to read:~~

3     ~~25502.5. (a) In counties having a population of 200,000 or~~  
4     ~~more, the board of supervisors may authorize the purchasing agent~~  
5     ~~to engage independent contractors to perform services for the~~  
6     ~~county or county officers, with or without the furnishing of~~  
7     ~~material, when the aggregate cost does not exceed one hundred~~  
8     ~~fifty thousand dollars (\$150,000).~~

9     ~~(b) The board of supervisors may establish rules and regulations~~  
10    ~~to effectuate the purposes of this section.~~

11    ~~SEC. 2.~~

12    ~~SECTION 1.~~ Section 26802.5 of the Government Code is  
13    ~~amended to read:~~

14    ~~26802.5. In the Counties of El Dorado, Kings, Lake, Marin,~~  
15    ~~Merced, Monterey, Napa, Riverside, San Joaquin, Solano, and~~  
16    ~~Tulare, a registrar of voters may be appointed by the board of~~  
17    ~~supervisors in the same manner as other county officers are~~  
18    ~~appointed. In those counties, the county clerk is not ex officio~~  
19    ~~registrar of voters, and the registrar of voters shall discharge all~~  
20    ~~duties vested by law in the county elections official that relate to~~  
21    ~~and are a part of the election procedure.~~

22    ~~SEC. 3.~~

23    ~~SEC. 2.~~ Section 18092.7 of the Health and Safety Code is  
24    ~~amended to read:~~

25    ~~18092.7. (a) The department shall withhold the registration~~  
26    ~~or transfer of registration of any manufactured home, mobilehome,~~  
27    ~~or floating home other than a new manufactured home,~~



1 mobilehome, or floating home for which application is being made  
2 for an original registration, until the applicant presents a tax  
3 clearance certificate or a conditional tax clearance certificate issued  
4 pursuant to Section 2189.8 or 5832 of the Revenue and Taxation  
5 Code by the tax collector of the county where the manufactured  
6 home, mobilehome, or floating home is located. Any conditional  
7 tax clearance certificate presented shall indicate that the tax liability  
8 has been satisfied pursuant to paragraph (3) of subdivision (m) of  
9 Section 18035.

10 (b) In lieu of the tax clearance certificate or conditional tax  
11 clearance certificate required by subdivision (a), the department  
12 may accept a certification signed by the escrow officer under  
13 penalty of perjury that the tax collector of the county where the  
14 manufactured home is located has failed to respond to the written  
15 demand for a conditional tax clearance certificate as prescribed  
16 by subdivision (l) of Section 18035.

17 ~~SEC. 4.~~

18 *SEC. 3.* Due to the unique circumstances of the County of Napa  
19 with respect to the registrar of voters, the Legislature hereby finds  
20 and declares that a general statute cannot be made applicable within  
21 the meaning of Section 16 of Article IV of the California  
22 Constitution. Therefore, the special legislation contained in Section  
23 2 of this act is necessarily applicable only to the County of Napa.